

17691 U.S. PRO
08/27/03

Attorney Docket No. 9000-0057.01

PATENT

Express Mail Label No.: EL 985 780 278 US

Date of Deposit: 8/27/03

REQUEST FOR FILING CONTINUATION/DIVISIONAL APPLICATION

03940 U.S. PRO
10/650369
08/27/03

Mail Stop Patent Application
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a X continuation divisional application under 37 C.F.R. §1.53(b)(1), of pending prior application serial no. 09/878,766 filed on June 11, 2001, of Andrew A. Potter, Jose Perez-Casal and Michael Fontaine for IMMUNIZATION OF DAIRY CATTLE WITH CHIMERIC GAPC PROTEIN AGAINST STREPTOCOCCUS INFECTION.

1. X Enclosed is an application filed under 37 C.F.R. §1.53(b)(1). No new matter has been added.
2. Applicant(s) claim(s) small entity status.
3. X The filing fee is calculated below:

A.	Basic Application Fee		\$750
B.	Total Claims 69 - 20 = 49	x \$18	882
C.	Independent Claims 2 - 3 = 0	x \$84	0
D.	If multiple claims present, add	\$280	0
E.	Total Application Fee (Total of A, B, C & D)	=	<u>1632</u>
F.	If small entity status is claimed, reduce Total Application Fee by 50%		<u>0</u>
G.	Total Fee Due (E - F)	=	1632

4. X The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.
5. X A check to cover the \$1632 application fee is attached.
6. X Cancel in this application original claims 1 and 4-8 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
7. X The inventor(s) of the invention being claimed in this application is (are): Andrew A. Potter, Jose Perez-Casal and Michael Fontaine.
8. This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. §1.53(b)(1), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application: .
9. Amend the specification by inserting before the first line the sentence:
10. X The prior application is assigned of record to University of Saskatchewan.
11. X A preliminary amendment is enclosed.
12. X Also enclosed: Blanket Petition for Extension of Time and Authorization to Charge or Credit Deposit Account, Information Disclosure Statement, Sequence Listing, Request to Use Computer Readable Form in Another Application, Revocation of Power of Attorney and New Power of Attorney, 38 sheets of formal drawings, Return Receipt Postcard.
13. X The power of attorney in the prior application is to Roberta L. Robins, Reg. No. 33,208 and Dahna S. Pasternak, Reg. No. 41,411.
 - a. X The power appears in the original papers in the prior application.
 - b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
 - c. Recognize the following individuals as Associate Attorneys: .

d. X Address all future communications to Roberta L. Robins at:

X Customer No. 20855
ROBINS & PASTERNAK LLP
1731 Embarcadero Road, Suite 230
Palo Alto, CA 94303
Telephone: 650-493-3400
Facsimile: 650-493-3440.

8/27/03
(date)



(Attorney of Record)
Roberta L. Robins
Reg. No. 33,208

Address of signator:

 inventor(s)
 assignee of complete interest
X attorney or agent of record

 filed under § 1.34(a)

Attorney Docket No. 9000-0057.01

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of POTTER et al.

Serial No.: CON of 09/878,766

Examiner: Unassigned

Confirmation No.:

Art Unit: Unassigned

Filed: On even date

For: IMMUNIZATION OF DAIRY CATTLE WITH CHIMERIC GapC PROTEIN
AGAINST STREPTOCOCCUS INFECTION

BLANKET PETITION FOR EXTENSION OF TIME AND
AUTHORIZATION TO CHARGE OR CREDIT DEPOSIT ACCOUNT

Mail Stop Patent Application
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

If a paper is untimely filed in this application or any file wrapper continuation application derived therefrom by applicant(s) or her/his/their representative, the Commissioner is hereby petitioned under 37 C.F.R. § 1.136(a) for the minimum extension of time required to make said paper timely. In the event a petition for extension of time is made under the provisions of this paragraph, the Commissioner is hereby requested to charge any fee required under 37 C.F.R. § 1.17(a)-(d) to Deposit Account No. 18-1648. This, however, is not authorization to pay the issue fee.


If a paper is concurrently or subsequently filed in this application or any file wrapper continuation application derived therefrom by applicant(s) or her/his/their representative and a fee under 37 C.F.R. §§ 1.16-1.17 is required to effect any amendment, petition or other action requested in said paper, the Commissioner is hereby requested to charge any deficiency in said fee, or credit any overpayment of said fee, to Deposit Account No. 18-1648. This, however, is not authorization to pay the issue fee.

Dated: 8/27/03

Respectfully submitted,

Robins & Pasternak LLP
1731 Embarcadero Road, Suite 230
Palo Alto, CA 94303
Tel: (650) 493-3400
Fax: (650) 493-3440

By:


Roberta L. Robins
Reg. No. 33,208